



03-15-05

Attorney Docket No.: 3COM-T3393.IRD.US.P

2685

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Patent Application

I hereby certify that this transmittal of the below described documents is being deposited with the United States Postal Service in an envelope bearing Express Mail Postage and an Express Mail label, with the below serial number, addressed to the Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450, on the below date of deposit.

Express Mail Label No.:	EV561340117US	Name of Person Making the Deposit:	Kristel Lang
Date of Deposit:	03/14/2005	Signature of the Person Making the Deposit:	<i>Kristel Lang</i>

In re Application of: **HEWITT et al.**

Application No.: **09/777,390**

Examiner: **NGUYEN, Duc M.**

Confirmation No.: **8391**

Art Unit: **2685**

Filed: **02/05/2001**

For: **INTERNET-BASED ENHANCED RADIO**

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL
(SUBSECTION(B) OF 35 U.S.C. § 132)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 for the above-identified application.

1. Submission required under a filing under 37 C.F.R. § 1.114

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/ reply under 37 C.F.R. § 1.116
previously filed on _____
(Any unentered amendment(s) referred to above will be entered)

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously
filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. Miscellaneous

- 37 a. ☐ Suspension of action on the above-identified application is requested under C.F.R. § 1.103(c) for a period of _____ months.
(period of suspension shall not exceed 3 months: Fee under 37 C.F.R. § 1.17(l) required)
- b. Other _____

Extension of Term

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

- (a) ☐ Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

Extension	Fee
<input type="checkbox"/> one month	\$120.00
<input type="checkbox"/> two months	\$450.00
<input type="checkbox"/> three months	\$1,120.00
<input type="checkbox"/> four months	\$1,590.00
<input type="checkbox"/> five months	\$2,160.00
	Fee \$ _____

If an additional extension of time is required, please consider this a petition therefor.

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEES DUE

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

CLAIMS					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEES
Basic Application Fee					\$790.00
Total Claims	23	- 20=	3	X \$50 =	\$150.00
Independent Claims	3	- 3=	0	X \$200 =	\$0.00
If multiple dependent claims are presented, add \$360.00					\$0.00
TOTAL APPLICATION FEE DUE					\$940.00

PAYMENT OF FEES

1. The full fee due in connection with this communication is provided as follows:

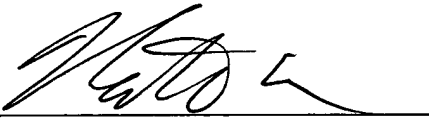
- [X] The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No.: 23-0085.
A duplicate copy of this authorization is enclosed.
- [X] A check in the amount of \$ 940.00
- [] Charge any fees required or credit any overpayments associated with this filing to
Deposit Account No.: 23-0085.

Please direct all correspondence concerning the above-identified application to the following address:

WAGNER, MURABITO & HAO LLP
Two North Market Street, Third Floor
San Jose, California 95113
(408) 938-9060
Customer No: 40166

Respectfully submitted,

Date: 14 Mar 2005

By: 
Matthew J. Blecher.
Reg. No.: 46,558